

AMENDED IN SENATE AUGUST 6, 2012
AMENDED IN SENATE JUNE 27, 2012
AMENDED IN ASSEMBLY MAY 1, 2012
AMENDED IN ASSEMBLY APRIL 24, 2012
AMENDED IN ASSEMBLY APRIL 10, 2012
AMENDED IN ASSEMBLY MARCH 19, 2012
CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 1723

Introduced by Assembly Member Fuentes
(Coauthor: Senator Lieu)

February 16, 2012

An act to amend Section 66020.5 of the Education Code, relating to public postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 1723, as amended, Fuentes. Postsecondary educational institutions: meetings: live video and audio transmission.

Existing law requires the Board of Governors of the California Community Colleges, the Trustees of the California State University, the California Postsecondary Education Commission, and the Student Aid Commission, including a specified auxiliary organization, and requests the Regents of the University of California, to provide for live audio transmission of all meetings, which are open to the public pursuant to specified law, through a technology that is accessible to as large a segment of the public as possible, including, but not necessarily limited

to, the use of cable, satellite, over-the-air, or any other type of transmission that can be accessed through a television.

This bill would require those entities, and request the regents, also to provide for live video transmissions, *as specified*, and to archive and post the video and audio transmissions on the entity's Internet Web site for at least 12 months and within 48 hours following the initial transmission. The bill would remove over-the-air transmissions from the list of transmissions that can be accessed through a television.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 66020.5 of the Education Code is
2 amended to read:

3 66020.5. (a) The Board of Governors of the California
4 Community Colleges, the Trustees of the California State
5 University, the California Postsecondary Education Commission,
6 and the Student Aid Commission, including any auxiliary
7 organization established pursuant to Section 69522, shall, and the
8 Regents of the University of California are requested to, do ~~both~~
9 *all* of the following:

10 (1) (A) Provide for live video and audio transmission of all
11 meetings, which are open to the public pursuant to the
12 Bagley-Keene Open Meeting Act (Article 9 (commencing with
13 Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2 of
14 the Government Code), through a technology that is accessible to
15 as large a segment of the public as possible, including, but not
16 necessarily limited to, the use of either of the following
17 technologies:

18 ~~(A)~~

19 (i) Cable, satellite, or any other type of transmission that can
20 be accessed through a television.

21 ~~(B)~~

22 (ii) Web cast, in which case notice of meetings that are open to
23 the public and links to the Web cast shall be easily accessible via
24 each entity's Internet Web site.

25 (B) *If the meeting described in subparagraph (A) is conducted*
26 *from more than one location at the same time, through a*
27 *teleconference or a similar technology, the live video transmission*

1 *shall be provided from at least one of the locations and the live*
2 *audio transmission shall be provided from all locations.*

3 *(2) Provide public notice before the meeting regarding which*
4 *location or locations the live video transmission will be provided*
5 *from pursuant to paragraph (1).*

6 ~~(2)~~

7 (3) Archive and post the video and audio transmissions recorded
8 pursuant to paragraph (1) on the entity's Internet Web site for at
9 least 12 months and within 48 hours following the initial
10 transmission.

11 (b) It is not a violation of this section if technical failures prevent
12 an entity from providing a live video or audio transmission, or
13 archiving or posting the video and audio transmission, so long as
14 the entity exercised reasonable diligence in making a live video
15 or audio transmission available and archiving and posting the video
16 and audio transmission.